By Express Mail # EV261612276US

FORM PTO-1390 U.S. DEPARTMENT OF COMMERCE PATENT AND TRADEMARK OFFICE ATTY. DOCKET #: 5151-(REV02-2005) 18PUS TRANSMITTAL LETTER TO THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US) CONCERNING A U.S. APPLICATION NO. **SUBMISSION UNDER 35 U.S.C. 371** INTERNATIONAL APPLICATION NO. INTERNATIONAL FILING DATE PRIORITY DATE CLAIMED PCT/EP2004/053650 22 December 2004 22 December 2003, 22 December 2003, 22 December 2003, 24 December 2003. 24 December 2003,

TITLE OF INVENTION

4

An Apparatus and Method for Converting Heat Energy to Mechanical Energy

APPLICANT(S) FOR DO/EO/US

## Erwin OSER; Michael RANNOW

Applicant herewith submits to the United States Designated/Elected Office (DO/EO/US) the following items and other information:

- 1. [x] This is a **FIRST** submission of items concerning a filing under 35 U.S.C. 371.
- 2. [] This is a SECOND or SUBSEQUENT submission of items concerning a filing under 35 U.S.C. 371
- 3. [x] This express request to begin national examination procedures (35 U.S.C. 371(f)) at any time rather than delay examination until the expiration of the applicable time limit set in 35 U.S.C. 371(b) and PCT Articles 22 and 39(1).
- 4. [] The US has been elected (Article 31).
- 5. [x] A copy of the International Application as filed (35 U.S.C. 371(c)(2))
  - a. [x] is attached hereto (required only if not communicated by the International Bureau).
  - b.[] has been transmitted by the International Bureau.
  - c. [] is not required, as the application was filed in the United States Receiving Office (RO/US)
- 6. [x] An English language translation of the International Application as filed (35 U.S.C. 371(c)(2)).
  - a. [x] is attached hereto.
  - b.[] has been previously submitted under 35 U.S.C. 154(d)(4).
- 7. [] Amendments to the claims of the International Application under PCT Article 19 (35 U.S.C. 371(c)(3))
  - a. [] are attached hereto (required only if not communicated by the International Bureau).
  - b.[] have been transmitted by the International Bureau.
  - c. [] have not been made; however, the time limit for making such amendments has NOT expired.
  - d.[] have not been made and will not be made.
- 8. [] An English language translation of the amendments to the claims under PCT Article 19 (35 U.S.C. 371(c)(3)).
- 9. [x] An unexecuted oath or declaration of the inventor(s) (35 U.S.C. 371(c)(4)).
- 10.[] A translation of the annexes to the International Preliminary Examination Report under PCT Article 36 (35 U.S.C. 371(c)(5)).

## Items 11. to 20. Below concern other document(s) or information included:

- 11.[x] An Information Disclosure Statement under 37 CFR 1.97 and 1.98.
- 12.[] An assignment document for recording. A separate cover sheet in compliance with 37 CFR 3.28 and 3.31 is included.
- 13.[x]A preliminary amendment.
- 14.[] An Application Data Sheet under 37 CFR 1.76.
- 15.[] A substitute specification.
- 16.[] A power of attorney and/or address letter.
- 17.[] A computer-readable form of the sequence listing in accordance with PCT Rule 13ter.2 and 37 CFR 1.821-1.825
- 18.[] A second copy of the published International Application under 35 U.S.C. 154(d)(4).
- 19.[] A second copy of the English language translation of the International Application under 35 U.S.C. 154(d)(4).
- 20.[x]Other items or information: (specify): Int'l Written Report, Notification Concerning Submission of Priority Document

Form PTO-1390 (REV 10-94)

| [x] Examination Fe<br>If International pr   |   | 1:  |  |               |                  |          |          |
|---|---|---|--|---------------|------------------|----------|----------|
| [x] Examination Fe<br>If International pr   | onal Fee (37  |   |  |               |                  |          |          |
| If International pr   |   | 21. [x] Basic National Fee (37 CFR 1.492(a)(1)-(5)) \$300 |  |               |                  |          |          |
|   | ee  |   | <u>-                                    </u> |               |                  |          |          |
| claims satisfy  | If International preliminary examination report is prepared by USPTO and all                                  |   |  |               |                  |          |          |
| claims satisfy the provisions of PCT article 33(1)-(4) \$100  |   |   |  |               |                  |          | 200      |
| All other situations \$200  |   |   |  |               |                  |          |          |
| 22. [x] Search Fee  |   |   |  |               |                  |          |          |
|   |   |   | on the Internation                           | al applicatio |                  |          |          |
| the USPTO as an International Searching Authority \$100   |   |   |  |               |                  | \$       | 400      |
| International Search Report prepared and provided to the Office \$400   |   |   |  |               |                  |          |          |
| All other situations \$500  |   |   |  |               |                  |          |          |
| ENTER APPROPRIATE BASIC FEE AMOUNT (total of 21, 22 and 23) =  [] Application Fee for specification and drawing filed in paper over 100 sheets (excluding |   |   |  |               |                  | \$       | 900      |
|   |   |   |  |               |                  |          |          |
| sequence listing or o   |   |   |  | um). The fe   | e is \$250 for   |          |          |
| each additional 50 sl   |   |   |  | - 41          | RATE             |          | <u> </u> |
| Total Sneets   Ex   | tal Sheets   Extra Sheets   Number of additional 50 or fraction thereof   RATE   (round up to a whole number) |   |  |               |                  |          |          |
| -100 = /5   |   |   |  |               |                  | \$       |          |
| Surcharge of \$130.00 for furnishing the oath or declaration later than 30 months from the  |   |   |  |               |                  | \$<br>\$ |          |
| earliest claimed prior  |   |   | scialation later than                        | i 50 monus    | nom the          | 3        |          |
|   |   |   | Number Extra                                 | RATE          | RATE             |          |          |
| Total Claims  |   | 30 - 20 =   | 10   | x \$ 50.00    |                  | \$       | 500      |
| Independent Claims  |   | 2 - 3 =   | 0  | x \$200.00    |                  | \$       |          |
| Multiple dependent claim(s) (if applicable) + \$360.00  |   |   |  |               |                  | \$       |          |
| TOTAL OF ABOVE CALCULATIONS =   |   |   |  |               |                  | \$       | 1400     |
| [x] Applicant claims small entity status. See 37 CFR 1.27. Fees above are reduced by ½.   |   |   |  |               |                  | \$       | 700      |
| SUBTOTAL =  |   |   |  |               |                  | \$       | 700      |
| Processing fee of \$1   | 30 00 for fo  | miching the Engl  | ich translation later                        |               |                  | \$       | 700      |
| earliest claimed price  |   |   | +  | than 50 mo    | nuis nom me      | ³        |          |
| carriest clarified pric   | miy date (5   | OI R 1. 152(1)).  |  | OTAL NAT      | IONAL FEE =      | \$       | 700      |
| Fee for recording the enclosed assignment (37 CFR 1.21(h)). The assignment must be  |   |   |  |               |                  | \$       | 700      |
| accompanied by the  |   |   |  |               |                  | J        |          |
| merenipamen e j mie   | -PPP  |   |  |               | FEES ENCLOSEI    | <u> </u> | \$700    |
|   |   | Amount to be refunded                                     |  |               |                  |          |          |
| <u> </u>  |   |   |  | Amoun         | t to be refunded | •        | <b>S</b> |

- a. [x] A check in the amount of \$700.00 to cover the above fees is enclosed.
- b. [] Please charge my Deposit Account No. 03-2412 in the amount of \$\_\_\_\_\_ to cover the above fees. A duplicate copy of this sheet is enclosed.
- c. [x] The Commissioner is hereby authorized to charge any additional fees which may be required, or credit any overpayment to Deposit Account No. <u>03-2412</u>. A duplicate copy of this sheet is enclosed.

NOTE: Where an appropriate time limit under 37 CFR 1:495 has not been met, a petition to revive (37 CFR 1.137(a) or (b)) must be filed and granted to restore the application to pending status.

SEND ALL CORRESPONDENCE TO: Thomas C. Pontani

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New York, New York 10176

Thomas C. Pontani

Registration Number: 29,763 June 22, 2006

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